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Dated: October 18, 2005

Signature:

*Norman Green*  
(Norman Green)

Docket No.: 564462001811 /  
029009 / D1370-8US  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Jay M. SHORT

Application No.: 10/034,985

Filed: December 21, 2001

For: RECOMBINANT BACTERIAL PHYTASES  
AND USES THEREOF

Confirmation No.: 9024

Art Unit: 1652

Examiner: Delia M. Ramirez, Ph.D.

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### RESPONSE TO NON-FINAL OFFICE ACTION

Sir:

Responsive to the Non-final Office Action (OA) mailed May 18, 2005, Applicants respectfully request entry of the amendments and consideration of the remarks set forth herein. A response to the Office Action was initially due August 18, 2005. Applicants herein submit a petition for a two month extension of time to October 18, 2005, under 37 C.F.R. §1.136, with the appropriate fee under 37 C.F.R. §1.17. Accordingly, this response is timely filed.

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the claims** are reflected in the listing of claims which begin on page 7 of this paper.

**Remarks** begin on page 17 of this paper.

The following documents are also enclosed herewith:

- Transmittal letter, facsimile cover sheet
- Supplementary Information Disclosure Statement.

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